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CERTIFICATE OF MAILING UNDER 37	CFR	§ 1.8
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Date of Mailing: November 12, 2004

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November 12, 2004

ATTY DOCKET NO.: NPUS-1509 (1578.702)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In re:

U.S. Application Serial No. 10/789,435

Inventor: Adrian Buckley, et.al.

Title: Method and System for Wireless Channel Selection by a

Mobile Device

Enclosed please find:

Supplemental Information Disclosure Statement;

Forms PTO/SB/08A;

Two (2) cited references;

Return post card

Respectfully submitted,

Bv:

Robert H. Kelly, Reg. No. 33,922

Attorney for Applicant

PTO/SB/122 (06-03)

Approved for use through 11/30/2005. OMB 0651-0035 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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CHANGE OF CORRESPONDENCE ADDRESS Application

Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450.

Application Number	10/789,435
Filing Date	, February 21, 2004
First Named Inventor	Adrian Buckley, et.al
Art Unit	2663
Examiner Name	Not yet assigned
Attorney Docket Number	PUS1509 (1578.702)

Please change the Correspondence Address for the above-identified patent application to:						
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Assignee of record of the entire interest. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).						
Attorney or Agent of record. Registration Number 33,922						
Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number						
Typed or Printed Name Robert H. K	Celly					
Signature Roll !	4 Kella					
Date 12 Nov	04	Teleph	one	214-706-4200		
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.						
✓ *Total of 1 fo	rms are submitted.					

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

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as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with							
any and	l all patent applications assigned only to the undersigned	ed according to the USPTO a	assignment rec	ords or assignment documents			
allache	attached to this form in accordance with 37 CFR 3.73(b).						
Assign	nee Name and Address:	1					
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	8 Edward Stree						
	Birmingham						
•	B1 2RX			*			
	U.K.	•					
A	u of this forms to mathematich a statement		/F PTO	00/00			
requir	y of this form, together with a statement of ed to be filed in each application in which	under 37 CFR 3.73(b) 1 this form is used. T	(Form P10/ he stateme	SB/96 or equivalent) is nt under 37 CFR 3.73(b)			
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Attorn	rized to act on behalf of the assignee, and ney isto be filed.	d must identify the ap	plication in	which this Power of			
7111011		RE of Assignee of Record					
	The individual whose signature and title is	supplied below is authorized	to act on beha	lf of the assignee			
Name	James L. Balsillie						
Signatu	for fortalling		Date	Oct. 1404			
Title	President		Telephone	519-888-7465			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re plication of: ADRIAN BUCKLEY, ET.AL

Serial No. 10/789,435

Filing Date: February 21, 2004

Group Art Unit: 2663

Examiner: Unknown

Title: METHOD AND SYSTEM FOR WIRELESS CHANNEL

SELECTION BY A MOBILE DEVICE

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: November 12, 2004

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VA 22313-1450, on the above date.

Lilis Pramasurja

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §1.56, Applicant submits this statement. This submittal is made in accordance with 37 C.F.R. §1.97 and §1.98 and § 609 of the Manual of Patent Examining Procedure. The patent information herein is listed below and on the attached Forms PTO/SB/08A.

PATENT DOCUMENTS:

US Patents:

Patent No.

Inventor:

Date

2002/105926 A1 2004/0028009 A1 Famolari, et.al.

August 8, 2002

Dorenbosch, et.al.

February 12, 2004

Foreign Patents:

Patent No.

Country

Date

GB 2 288 301 A

Great Britain

May 4, 1994

EP 1 347 614 A2 European

September 24, 2003

Applicant hereby expressly reserves the right to swear behind the effective date of the references and to question the relevance and materiality of the references cited, in whole, in part, or in combination, subsequent to filing this Information Disclosure Statement.

Respectfully submitted,

12 Nov 04

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Dallas, Texas 75225

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By

Robert H. Kelly

Registration No. 33,92

PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of.

Complete II Known				
Application Number	10/789,435			
Filing Date	27 February 2004			
First Named Inventor	Adrian Buckley, et.al.			
Art Unit	2663			
Examiner Name	Unknown			
Attorney Docket Number	PUS-1509 (1578 702)			

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 2002/0105926 A1	08/08/2002	Famolari, et.al.	
		^{US-} 2004/0028009 A1	02/12/2004	Dorenbosch, et.al.	
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	ountry Code3 "Number 4 "Kind Code5 (if known)			Or Relevant Figures Appear	ヿ゙゙゙゙゙゙゙゙゙゙゙
GE	B 2 288 301 A	05/04/1994	Motorola		_
EF	P 1 347 614 A2	09/24/2003	NEC Corp.		
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_		EP 1 347 614 A2	03,0 100 !	3.5	

Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁸ Applicant is to place a check mark here if English language. Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.